



222.94213.CON2

**UNITED STATES PATENT AND TRADEMARK OFFICE**

Re: Application of: Ronald B. MILLER *et al.*  
Serial No.: 09/800,204  
Filed: March 6, 2001  
For: **CONTROLLED RELEASE FORMULATION**

**RESPONSE TO NOTICE TO FILE CORRECTED APPLICATION PAPERS**

Assistant Commissioner for Patents  
Washington, D.C. 20231

May 25, 2001

Sir:

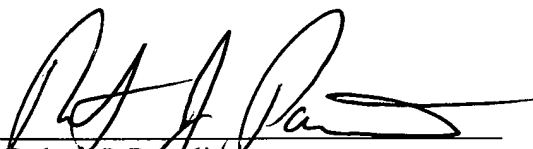
In response to the Notice to File Corrected Application Papers dated May 3, 2001, a copy of which is enclosed, please find a copy of replacement pages 1-35 of the specification, and a copy of substitute drawings (Fig. 1 and Fig. 2).

It is respectfully submitted that replacement pages 1-35 of the specification and substitute drawings (Fig. 1 and Fig. 2) do not contain any new matter.

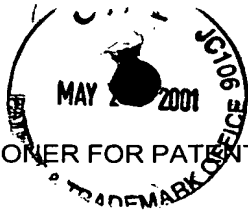
It is believed that no fee is due for this submission, however, if any fees are due, the Assistant Commissioner is authorized to charge same to Deposit Account No. 50-0552.

Respectfully submitted,

DAVIDSON, DAVIDSON & KAPPEL, LLC

By:   
Robert J. Paradiso  
Reg. No. 41, 240

Davidson, Davidson & Kappel, LLC  
485 Seventh Avenue, 14<sup>th</sup> Floor  
New York, New York 10018  
(212) 736-1940

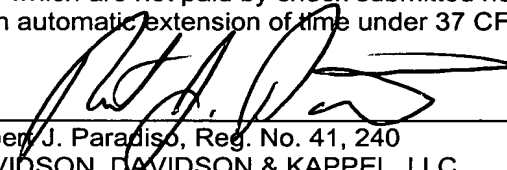
ASSISTANT COMMISSIONER FOR PATENTS  
Washington, DC 20231Docket No.: 222.94213.CON2  
Date: May 25, 2001

In re application of: Ronald B. MILLER *et al.*  
Serial No.: 09/800,204  
Filed: March 6, 2001  
For: **Controlled Release Formulation**

Sir:

Transmitted herewith is a **Response to Notice to File Corrected Application Papers** in the above-identified application.

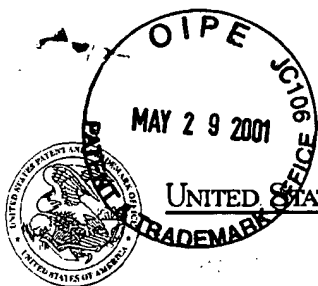
- ☐ Also transmitted herewith are:  
☐ Petition for extension under 37 C.F.R. 1.136 (in duplicate)  
☐ Other:
- ☐ Check(s) in the amount of **\$0.00** is/are attached to cover:  
☐ Filing fee for additional claims under 37 C.F.R. 1.16  
☐ Petition fee for extension under 37 C.F.R. 1.136  
☐ Other:
- ☒ The Assistant Commissioner is hereby authorized to charge payment of the following fees associated with this communication or credit any overpayment to Deposit Account No. 50-0552.
- ☐ Any filing fee under 37 C.F.R. 1.16 for the presentation of additional claims which are not paid by check submitted herewith.
- ☒ Any patent application processing fees under 37 C.F.R. 1.17.
- ☒ Any petition fees for extension under 37 C.F.R. 1.136 which are not paid by check submitted herewith, and it is hereby requested that this be a petition for an automatic extension of time under 37 CFR 1.136.

  
Robert J. Paradiso, Reg. No. 41, 240  
DAVIDSON, DAVIDSON & KAPPEL, LLC  
485 Seventh Avenue, 14<sup>th</sup> Floor  
New York, New York 10018  
Tel: (212) 736-1940  
Fax: (212) 736-2427

I hereby certify that this correspondence and/or documents referred to as attached therein and/or fee are being deposited with the United States Postal Service with sufficient postage as "first class mail" in an envelope addressed to "Assistant Commissioner for Patents, Washington, D.C. 20231" on May 25, 2001.

DAVIDSON, DAVIDSON &amp; KAPPEL, LLC

BY: 



## UNITED STATES PATENT AND TRADEMARK OFFICE

COMMISSIONER FOR PATENTS  
UNITED STATES PATENT AND TRADEMARK OFFICE  
WASHINGTON, D.C. 20231  
www.uspto.gov

APPLICATION NUMBER	FILING/RECEIPT DATE	FIRST NAMED APPLICANT	ATTORNEY DOCKET NUMBER
09/800,204	03/06/2001	Ronald Brown Miller	222.94213.CON2

CONFIRMATION NO. 1587

## FORMALITIES LETTER



\*OC00000006037079\*

23280  
DAVIDSON, DAVIDSON & KAPPEL, LLC  
485 SEVENTH AVENUE, 14TH FLOOR  
NEW YORK, NY 10018

Date Mailed: 05/03/2001

## NOTICE TO FILE CORRECTED APPLICATION PAPERS

*Filing Date Granted*

This application has been accorded an Application Number and Filing Date. The application, however, is informal since it does not comply with the regulations for the reason(s) indicated below. Applicant is given **TWO MONTHS** from the date of this Notice within which to correct the informalities indicated below. Extensions of time may be obtained by filing a petition accompanied by the extension fee under the provisions of 37 CFR 1.136(a)

The required item(s) identified below must be timely submitted to avoid abandonment:

- A substitute specification in compliance with 37 CFR 1.52 because:
  - The specification cannot be scanned or properly stored. Page(s)
    - 1-35 do not comply with the size requirements (8 ½ by 11 inches or 21.0 by 29.7 cm). *The drawings filed are unacceptable because: Replacement page(s), together with a statement that the replacement page(s) contain no new matter, are required.*
- Substitute drawings in compliance with 37 CFR 1.84 because:
  - are not on the correct size paper (see 37 CFR 1.84(f)) The size of the sheets on which drawings are made must be either 21.0 cm. by 29.7 cm. (DIN size A4) or 21.6 cm. by 27.9 cm (8 ½ by 11 inches);

---

*A copy of this notice MUST be returned with the reply.*

*Jeher*

---